450100-03411 IN THE UNITED STATES PATENT AND TRADEMARK OFFICE Toru MINEMATSU 09/928,866 Serial No. Filed August 13, 2001 A PORTABLE WIRELESS COMMUNICATION APPARATUS For Examiner Shaima Q. Aminzay 2684 Art Unit Confirmation No. 7874 745 Fifth Avenue New York, NY 10151 Tel: 212-588-0800 Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Dear Sir: Transmitted herewith is an amendment in the above-identified application. No additional fee is required. \boxtimes The fee has been calculated as shown below. This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown in parentheses apply. Claims as Amended (6) (7) (2) (3) (4) (5) (1) Claims remaining after Highest Present extra Rate Additional amendment number Fee previously paid for ** =20 * 0 x \$50 (25) =\$0 Total claims 2 Minus *** =3 * 0 x \$200 (100) Minus = \$ 0 Independent claims \$0 Total additional fee for this amendment If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5. If the highest number of total claims previously paid for is less than 20, write "20" in this space. *** If the highest number of independent claims previously paid for is less than 3, write "3" in this space. This application contains a multiple dependent claim. The required fee of \$360(180) has been previously paid \square , or is paid herewith . This response is being filed within the _____ month following the expiration of the term originally set therefor. This is a petition to request a _____ month extension of time. A check covering the cost of the petition is enclosed. A check in the amount of \$_____ is attached, which covers the cost of \[\begin{array}{c} additional claims \(\begin{array}{c} petition for extension of \end{array} \] time. Charge \$____ to Deposit Account No. 50-0320. Please charge any additional fees incurred by reason of this response or credit any overpayment to Deposit Account No. 50-0320. EXPRESS MAIL Respectfully submitted, EV 384277425 US Mailing Label Number: FROMMER LAWRENCE & HAUG LLP Date of Deposit: February 23, 2005 Attorneys for Applicants I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service

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Alexandria, VA 22313-1450.

under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop 313(c), Commissioner for Patents, P.O. Box 1450,

Thomas F. Presson Reg. No. 41,442 Tel: 212-588-0800

N:THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

TORU MINEMATSU

Serial No.

09/928,866

For

A PORTABLE WIRELESS COMMUNICATION

APPARATUS

Filed

August 13, 2001

Examiner

Shaima Q. Aminzay

Art Unit

2684

Confirmation No.

7874

745 Fifth Avenue New York, NY 10151

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(Signature of person mailing paper or fee)

AMENDMENT PURSUANT TO 37 C.F.R. §1.116

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Final Office Action mailed on December 27, 2004, having a three-month statutory period for response set to expire on March 27, 2005, the Examiner is respectfully requested to amend the above-captioned application as follows.

-1- 00248961

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 5 of this paper.

-2- 00248961